

# House Study Bill 639 - Introduced

HOUSE FILE \_\_\_\_\_  
BY (PROPOSED COMMITTEE ON  
PUBLIC SAFETY BILL BY  
CHAIRPERSON BAUDLER)

## A BILL FOR

1 An Act establishing a crime stopper surcharge, creating a crime  
2 stopper fund, and making appropriations.  
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1     Section 1. NEW SECTION.   **80.55 Crime stopper surcharge fund.**

2     1. A crime stopper surcharge fund is created in the office  
3 of the treasurer of state under the control of the department  
4 of public safety. Any moneys annually appropriated, granted,  
5 or credited to the fund, including any federal moneys, are  
6 appropriated to the department of public safety for use by  
7 crime stopper programs throughout the state or other programs  
8 with a similar dedicated purpose.

9     2. Notwithstanding section 12C.7, subsection 2, interest  
10 and earnings on moneys deposited in the fund shall be credited  
11 to the fund. Notwithstanding section 8.33, moneys remaining  
12 in the fund at the end of the fiscal year shall not revert to  
13 any other fund but shall remain available to be used for the  
14 purposes specified in subsection 1.

15     Sec. 2. Section 356.7, subsection 1, Code 2014, is amended  
16 to read as follows:

17     1. a. The county sheriff, or a municipality operating a  
18 temporary municipal holding facility or jail, may charge a  
19 prisoner who is eighteen years of age or older and who has been  
20 convicted of a criminal offense or sentenced for contempt of  
21 court for violation of a domestic abuse order for all of the  
22 ~~actual~~ following:

23         (1) Actual administrative costs relating to the arrest and  
24 booking of that prisoner, ~~for room.~~

25         (2) Room and board provided to the prisoner while in the  
26 custody of the county sheriff or municipality, ~~and for any plus~~  
27 a crime stopper surcharge equal to one percent of the total  
28 charged for room and board if a crime stopper program exists  
29 in the county or municipality.

30         (3) Any medical aid provided to the prisoner under section  
31 356.5. ~~Moneys~~

32     b. (1) Except as provided in subparagraph (2), moneys  
33 collected by the sheriff or municipality under this section  
34 shall be credited respectively to the county general fund or  
35 the city general fund and distributed as provided in this

1 section.

2     (2) Moneys collected from the crime stopper surcharge shall  
3 be remitted by the county or municipality to the crime stopper  
4 surcharge fund created in section 80.55.

5     c. If a prisoner who has been convicted of a criminal  
6 offense or sentenced for contempt of court for violation of  
7 a domestic abuse order fails to pay for the administrative  
8 costs, the room and board, crime stopper surcharge if  
9 applicable, or medical aid, the sheriff or municipality  
10 may file a reimbursement claim with the district court as  
11 provided in subsection 2. The county attorney may file the  
12 reimbursement claim on behalf of the sheriff and the county  
13 or the municipality. The attorney for the municipality may  
14 also file a reimbursement claim on behalf of the municipality.  
15 This section does not apply to prisoners who are paying for  
16 their room and board by court order pursuant to sections 356.26  
17 through 356.35.

18 EXPLANATION

19 The inclusion of this explanation does not constitute agreement with  
20 the explanation's substance by the members of the general assembly.

21 This bill establishes a crime stopper surcharge, creates a  
22 crime stopper fund, and makes appropriations.

23 Current law allows a county or municipality operating a  
24 jail to charge an inmate 18 years of age or older for the  
25 administrative costs, room and board, and medical costs while  
26 incarcerated at the jail.

27 In addition to the aforementioned costs, the bill allows a  
28 county or municipality operating a jail to charge an inmate a  
29 crime stopper surcharge equal to 1 percent of the total charged  
30 for room and board if a crime stopper program exists in the  
31 county or municipality where the inmate is incarcerated.

32 The bill requires the county or municipality to remit the  
33 crime stopper surcharge to the crime stopper surcharge fund  
34 created in new Code section 80.55.

35 The bill establishes the crime stopper surcharge in the

1 office of the treasurer of state under the control of the  
2 department of public safety.

3     The bill specifies that moneys credited to the fund are to be  
4 used for crime stopper programs throughout the state or other  
5 programs with a similar dedicated purpose. All moneys and  
6 interest deposited in the crime stopper surcharge fund shall  
7 remain in the fund at the end of the fiscal year and shall not  
8 revert to any other fund but shall remain available to be used  
9 for the purposes specified in the bill.